

WEDNESDAY, JANUARY 15, 1986

FIFTY-SIXTH LEGISLATIVE DAY

Pursuant to House Joint Resolution No. 39 of the First Extraordinary Session, the House of Representatives of the Ninety-Fourth General Assembly met in Second Regular Session at 12:00 o'clock noon and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Roy L. Thomas, General Director, Freewill Baptist, Home Missions Department, Nashville, Tennessee.

Representative West led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 94

Representatives present were: Bell, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

The Speaker announced that Representative Patterson was excused because of prior commitment.

The Speaker announced that Representative Robinson (Washington) was excused because of prior commitment.

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The Speaker announced that Representative Webb was excused because of prior commitment.

The Speaker announced that Representative Cobb was excused because of business.

Mr. Brewer moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 444 out of order, which motion prevailed.

House Joint Resolution No. 444--Relative to commemorating Martin Luther King, Jr. Day--By Brewer, Dixon, DeBerry, Robinson (Hamilton), Love, Pruitt, Jones, Drew, King, Turner, L. (Shelby), Naifeh, Bragg and Mr. Speaker McWherter.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Brewer moved that House Joint Resolution No. 444 be adopted, which motion prevailed by the following vote:

Ayes	68
Noes	16
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), DeBerry, DePriest, Dills, Dixon, Ellis, Gaia, Garrett, Gill, Hawkins, Henry, Hillis, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McNally, Miller, Montgomery, Murphy, Murray, Naifeh, Napier, Peroulas, Phillips, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Winningham, Wix, Work, Yelton and Mr. Speaker McWherter--68.

Representatives voting no were: Davis (Knox), Duer, Frensley, Gafford, Hassell, Hurley, Lawson, McAfee, McCroskey, Moody, Moore, Nance, Severance, Stafford, Wolfe and Wood--16.

Representatives present and not voting were: Hobbs--1.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

CALENDAR

The Speaker announced that at the request of Mr. Cobb, House Bill No. 519 would be placed on the Calendar for Wednesday, January 29, 1986.

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Mr. Dixon moved that House Bill No. 445 be placed on the Calendar for Wednesday, January 22, 1986, which motion prevailed.

The Senate Bill No. 533--To protect certain thoroughfares.

Mr. Wix moved that Senate Bill No. 533 be passed on third and final consideration.

Mr. Covington moved that Senate Bill No. 533 be re-referred to the Committee on Judiciary, which motion prevailed.

Mr. Tankersley moved that House Bill No. 647 be placed on the Calendar for February 20, 1986, which motion prevailed.

Mr. Drew moved that House Joint Resolution No. 354 be withdrawn from the House, which motion prevailed.

RULES SUSPENDED

Mr. Gill moved that House Rule No. 48 be suspended for the purpose of setting a Consent Calendar daily for congratulating and memorializing resolutions, which motion prevailed.

STANDING COMMITTEE APPOINTMENT

The Speaker announced that he had appointed Representative Pruitt to the following Standing Committees: General Welfare and State and Local Government.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 95

Representatives present were: Bell, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 433--Relative to honoring Sister Anna

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Mae Denton--By Peroulas.

Under the rules, House Joint Resolution No. 433 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 434--Relative to congratulating Christy Corley--By Darnell.

Under the rules, House Joint Resolution No. 434 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 435--Relative to congratulating Regina Lynn Athnos--By Darnell.

Under the rules, House Joint Resolution No. 435 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 436--Relative to study, osteoporosis --By McNally, Starnes, Wheeler, Robinson (Washington) and Montgomery.

The Speaker referred House Joint Resolution No. 436 to the Committee on General Welfare.

House Joint Resolution No. 437--Relative to study, reductions in paperwork, career ladder program--By Mr. Speaker McWherter, Naifeh, DeBerry, Starnes, Turner (Hamilton), Henry, Scruggs, Murphy, May, Severance, Work, Davidson, Dixon, Hobbs, Davis (Gibson), Tanner, Kisber, McNally, Darnell, Curlee, Jared, Huskey, Webb, Hassell, Burnett, Peroulas, Davis (Knox), Love, Cobb, Bivens, Patterson, Bragg, Miller, Rhinehart, Ridgeway, Bell, Collier, Winningham, Cross, Crain, Wheeler, King, Napier, Murray, Hillis, Gafford, Stallings, Ivy, Wix, Gaia, Byrd, Dills, Moore, Brewer, Yelton, DePriest, Turner, L. (Shelby), Garrett, West, Jones, Phillips, Robinson (Davidson), Ellis, Buck, Stafford, Davis (Cocke) and Nance.

The Speaker referred House Joint Resolution No. 437 to the Committee on Education.

House Joint Resolution No. 438--Relative to amending Constitution, selection of federal judges--By Copeland, Dills, Wolfe, Swann, McAfee, Wood, Duer, Bragg, Bell and Crain.

The Speaker referred House Joint Resolution No. 438 to the Committee on Judiciary.

House Joint Resolution No. 439--Relative to requesting review, decision to close Dupont High School--By West.

The Speaker referred House Joint Resolution No. 439 to the Committee on Education.

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House Joint Resolution No. 440--Relative to naming the "Tennessee State Revenue Sharing Act"--By Rhinehart.

The Speaker referred House Joint Resolution No. 440 to the Committee on Finance, Ways and Means.

House Joint Resolution No. 441--Relative to congratulating Rutherford County School Board--By Bragg.

Under the rules, House Joint Resolution No. 441 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 442--Relative to congratulating Memphis University School football team--By Nance.

Under the rules, House Joint Resolution No. 442 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 443--Relative to memory, Vernon Henson--By Dills.

Under the rules, House Joint Resolution No. 443 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 445--Relative to honoring Cecil H. Butcher, Sr.--By Drew.

Under the rules, House Joint Resolution No. 445 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 446--Relative to honoring Dr. Robert H Kirk--By Drew.

Under the rules, House Joint Resolution No. 446 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1139--To regulate payment of claims, accident and sickness insurance--By Ellis.

Passed first consideration.

House Bill No. 1140--To set procedure for removal of vegetation, Davidson County--By Love, Cobb, Murphy, Robinson (Davidson), Clark (Davidson), West, Garrett and Chiles.

Passed first consideration.

House Bill No. 1141--To exclude certain recordings from tax--By Mr. Speaker McWherter, Covington and Ridgeway.

Passed first consideration.

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House Bill No. 1142--To require testing of blood for AIDS--By Stallings, Shirley, DePriest, Davis (Gibson) and Crain.

Passed first consideration.

House Bill No. 1143--To provide for travel expenses, Wildlife Commissioners--By Moore, Stallings, Henry, Hillis, Crain, Jared, Kernell, Gill, Stafford and Dills.

Passed first consideration.

House Bill No. 1144--To make certain provisions, confidential records--By Robinson (Davidson).

Passed first consideration.

House Bill No. 1145--To amend Charter, Jellico--By Cross.

Passed first consideration.

House Bill No. 1146--To regulate use of sulfite--By Murphy.

Passed first consideration.

House Bill No. 1147--To make certain provisions, anatomical gifts--By Murphy.

Passed first consideration.

House Bill No. 1148--To amend Title 16, Chapter 15, Code--By Rhinehart.

Passed first consideration.

House Bill No. 1149--To regulate purchasing, Van Buren County--By Rhinehart.

Passed first consideration.

House Bill No. 1150--To make certain provisions, Social Security payments--By Rhinehart.

Passed first consideration.

House Bill No. 1151--To allow certain employees to establish retirement credit--By Robinson (Davidson) and Murphy.

Passed first consideration.

House Bill No. 1152--To require certain information, motor vehicle registration--By McCroskey, Yelton, Curlee, Clark (Sumner), Whitson and Frensley.

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Passed first consideration.

House Bill No. 1153--To provide group insurance for certain state officials and employees--By Bragg.

Passed first consideration.

House Bill No. 1154--To enact the "Tennessee Business Corporation Act"--By Murphy.

Passed first consideration.

House Bill No. 1155--To make provisions, joint underwriting association stabilization reserve fund--By Murphy.

Passed first consideration.

House Bill No. 1156--To make certain provisions, joint underwriting association--By Murphy.

Passed first consideration.

House Bill No. 1157--To provide for Tennessee Claims Commission --By Murphy.

Passed first consideration.

House Bill No. 1158--To amend Charter, Spencer--By Rhinehart.

Passed first consideration.

House Bill No. 1159--To amend and revise various sections of Code--By Copeland.

Passed first consideration.

House Bill No. 1160--To provide for bond issue, state institutions--By Copeland.

Passed first consideration.

House Bill No. 1161--To enact the Tax Equity Act--By Copeland.

Passed first consideration.

House Bill No. 1162--To provide for ten additional auditors, Revenue--By Copeland.

Passed first consideration.

House Bill No. 1163--To define accident and health insurance--By Love.

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Passed first consideration.

House Bill No. 1164--To regulate property and casualty insurance--By Love.

Passed first consideration.

House Bill No. 1165--To provide reimbursement for expenses, county officials--By Whitson.

Passed first consideration.

House Bill No. 1166--To provide for certain tax relief--By Clark (Sumner).

Passed first consideration.

House Bill No. 1167--To make certain provisions, property tax relief--By Clark (Sumner).

Passed first consideration.

House Bill No. 1168--To regulate county community work projects --By Brewer.

Passed first consideration.

House Bill No. 1169--To amend charter, Maury City--By Dills.

Passed first consideration.

House Bill No. 1170--To regulate acquisition of easements--By Dills.

Passed first consideration.

House Bill No. 1171--To regulate registration of deeds--By Davidson.

Passed first consideration.

House Bill No. 1172--To require proof of financial responsibility, certain traffic offenses--By Whitson, DeBerry, Clark (Sumner), Peroulas, McCroskey, Buck, Ridgeway, Curlee and Frensley.

Passed first consideration.

House Bill No. 1173--To regulate hunting--By Whitson.

Passed first consideration.

House Bill No. 1174--To allow counties to levy severance tax on water--By Whitson.

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Passed first consideration.

House Bill No. 1175--To permit businesses to continue operation to satisfy delinquent taxes--By Whitson.

Passed first consideration.

House Bill No. 1176--To make certain provisions, state tax liens --By Whitson.

Passed first consideration.

House Bill No. 1177--To provide that Uniform Highway Law shall apply to Cumberland County--By Duer and Hillis.

Passed first consideration.

House Bill No. 1178--To provide for toll free information line, motor vehicle division--By Phillips.

Passed first consideration.

House Bill No. 1179--To provide for reasonable compensation, state employees--By Covington.

Passed first consideration.

House Bill No. 1180--To regulate presidential preference primary--By Wheeler.

Passed first consideration.

House Bill No. 1181--To increase compensation, county officers --By Murphy.

Passed first consideration.

House Bill No. 1182--To amend Section 8-21-401, Code--By Murphy.

Passed first consideration.

House Bill No. 1183--To regulate investment of idle county funds--By Rhinehart.

Passed first consideration.

House Bill No. 1184--To regulate method of teaching certain subjects--By Drew.

Passed first consideration.

House Bill No. 1185--To limit charges for returned checks--By Drew.

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Passed first consideration.

House Bill No. 1186--To make certain provisions, grant-in-aid benefits--By Drew.

Passed first consideration.

House Bill No. 1187--To regulate operation, certain motor vehicles--By Drew.

Passed first consideration.

House Bill No. 1188--To provide additional preference points, certain job applicants--By Drew.

Passed first consideration.

HOUSE BILL ON SECOND CONSIDERATION

House Bill No. 1138--To make certain provisions, motor vehicles.

Passed second consideration and referred to Committee on Transportation.

BILLS WITHDRAWN

On motion of Mr. Rhinehart, House Bill No. 602 was recalled from the Committee on Judiciary.

On motion of Mr. Rhinehart, House Bill No. 602 was withdrawn from the House.

On motion of Mr. Rhinehart, House Bill No. 1150 was withdrawn from the House.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 444; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

207--Relative to honoring Tennessee Children's Dance Ensemble;

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208--Relative to commending Dr. William M. Bass; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1141--West

House Bill No. 1152--Peroulas

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Thursday, January 16, 1986: House Joint Resolutions Nos. 433, 434, 435, 441, 442, 443, 445 and 446.

GILL, Chairman.

On motion of Mr. Naifeh, the House adjourned until 9:00 a.m. tomorrow.